

**MINUTES OF THE MEETING OF THE CITY OF CUDAHY RULES, LAWS AND LICENSE COMMITTEE
HELD AT THE CUDAHY MUNICIPAL BUILDING, 5050 S. LAKE DR., MILWAUKEE COUNTY,
WISCONSIN ON WEDNESDAY, NOVEMBER 2, 2011**

Aldersperson Mikolajczak called the meeting to order at 6:00 PM with the following answering present to roll call: Richard Haske, Greg Witkowski, Ald. Bartoshevich, Attorney Eberhardy and Janet St. Louis. Clerk/Treasurer Broderick, Chief Poellot and Captain Kraker were also in attendance.

OPEN MEETING STATEMENT

The proper open meeting statement was read.

APPROVAL OF MINUTES

1. Approval of minutes from the meeting held October 5, 2011. **MOTION BY HASKE, SECOND BY ST. LOUIS** to approve. Motion carried unanimously.

NEW BUSINESS

1. Discussion and appropriate action regarding ordinance changing the City of Cudahy Municipal Code concerning Council order of business, agenda, and consent agenda items. **MOTION BY BARTOSHEVICH, SECOND BY ST. LOUIS** to approve ordinance. Motion carried unanimously.
2. Discussion and appropriate action regarding Ordinance Updating City of Cudahy Municipal Code, Chapter 12, Concerning Licensing, Permits and Fees". City Attorney Eberhardy gave an explanation of changes and corrections. This ordinance gives the local police department the power to issue municipal citations for violations of state law. **MOTION BY HASKE, SECOND BY BARTOSHEVICH** to approve. Motion carried unanimously.
3. Discussion and appropriate action regarding Ordinance No. 2352.2 entitled "An Ordinance to Adopt Wisconsin State Statutes 167.31 and 175.60 Concerning Licensing and Carry of Concealed Weapons". **MOTION BY WITKOWSKI, SECOND BY ST. LOUIS** to approve Ord. 2352.2. Motion carried unanimously.
4. Discussion and appropriate action regarding City owned building ban on weapons. City Attorney Eberhardy explained that Act 35 makes it legal to carry weapons within the State of Wisconsin. The City has the ability to permit or ban its employees from carrying concealed weapons on premises, that's a matter for Personnel Committee. The decision that needs to be made is whether or not the City wants to allow the public who have permits to carry a concealed weapon, to be able to bring concealed weapons into City owned buildings. If the answer is we don't care, and will allow the public to bring concealed weapons into City owned buildings, then we do nothing. He noted that there are liability issues. If we do absolutely nothing, the City would have absolute immunity under the statute. That means no ban on weapons and somebody comes in and shoots up the place, the City is absolutely immune. If the City does post signs, we may be liable. He stated that we received an opinion from our attorney from the City's insurance company and he stated that if we do put up signs and want to attempt to limit our liability, we could put wording on the sign with a statement that something like, "although weapons are banned from this municipal building, the municipality cannot insure protection of visitors or its employees from individuals who unlawfully enter with weapons". Lengthy discussion ensued. **MOTION BY ST. LOUIS, SECOND BY BARTOSHEVICH** to table until further notice. On the roll call vote, Mikolajczak, Haske, St. Louis and Bartoshevich voted "aye". Witkowski voted "no" Motion carried.
5. Adjourn. **MOTION BY HASKE, SECOND BY BARTOSHEVICH** to adjourn at 6:55 PM. Motion carried unanimously.

Attest: City Clerk Broderick